

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty. Ref.: 2752-35

Serial No. 09/403,559

Group:

Filed: July 7, 1998

Examiner:

For: A DEVICE FOR PERFORMING AN ASSAY, A
METHOD FOR MANUFACTURING SAID DEVICE,
AND USE OF A MEMBRANE IN THE MANUFACTURE
OF SAID DEVICE

* * * * *

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

**EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY
AND EXCLUSIVE PROSECUTION HEREAFTER BY
ASSIGNEE UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

PamGene B. V., being the owner of all right, title and interest in the
above-identified patent application, hereby revokes all previous powers of attorney in this
case, if any, and hereby appoints Nixon & Vanderhye, P.C., 1100 North Glebe Rd., 8th
Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile
number (703) 816-4100, and the following attorneys thereof (of the same address)
individually and collectively its attorneys to prosecute this application and to transact all
business in the Patent and Trademark Office in connection therewith, and with the
resulting patent: Arthur R. Crawford, 25327; Larry S. Nixon, 25640; James T. Hosmer,
30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348;
Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393;

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PamGene B. V. also authorizes Nixon & Vanderhye to delete any attorney names/numbers no longer with the firm and to act and rely solely on instructions communicated from the person, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner.

The undersigned authorizes the above-identified attorneys to make any additions to the header of present papers which aid in the acceptance and entry of of the present paper by the U.S. Patent Office.

Certificate Under 37 C.F.R. §3.73(b)

PamGene B. V., a corporation having a place of business at Grote Gent 2, 5261 Bt Vught, The Netherlands states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors to the aforesaid assignee, or from , who received the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors to , a copy of the assignment

0945198-050101

being attached and/or recorded at the United States Patent Office on _____ at reel _____ ,
frame _____ .

The undersigned (whose title is typed below) is empowered to sign this statement
on behalf of PamGene B. V..

22 February _____ By: [Signature]
Date Name: T. KIEVIT
Title: CFO

498023

ASSIGNMENT OF INVENTION

We,

.....*Akzo Nobel N.V.*.....

of,.....*Velperweg 76, 6824 BM Arnhem, The Netherlands*.....

hereby declare that the....*United States*..... patent application no.*09/403559*....,
,entitled .."*A device for performing an assay, a method for manufacturing said device,*
and use of a membrane in the manufacture of said device".....

and also all rights arising from this patent application, including the right to claim priority
in respect of other patent applications, has been assigned to:

.....*PamGene B.V.*.....

of,

.....*Grote Gent 2, 5261 BT Vught, The Netherlands*.....

by deed of transfer dated December 30, 1999.

For *Akzo Nobel N.V.*

Dated: *December 7, 2000*

F.G.M. Hermans
Director Patents Pharma

H. Pegt
Head Legal Affairs Pharma

For acceptance, *PamGene B.V.*

Dated:

December 11, 2000

T. Kievits
Managing Director

094549-00-0507860

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original first and joint inventor (if plural names are listed below) of the subject matter for which a patent is sought on the invention entitled: **"A DEVICE FOR PERFORMING AN ASSAY, A METHOD FOR MANUFACTURING SAID DEVICE, AND USE OF A MEMBRANE IN THE MANUFACTURE OF SAID DEVICE"**

the specification of which

[CHECK ONE]

[] is attached hereto

[] was filed on _____ as Application Serial No.

and was amended on _____

[if applicable]

[x] as filed under the Patent Cooperation Treaty on July 07, 1998

Serial PCT/EP98/04938, The United States of America being designated.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined Title 37, Code of Federal Regulations Section 1.56(a)

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's Certificate listed below and have also identified below any foreign applications(s) for patent or inventor's certificate having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s)			Priority claimed	
<u>97202140.6</u>	<u>EP</u>	<u>11 / 07 / 1997</u>	<u>X</u> Yes	No
Number	Country	Day/Month/Year filed		
		/ /	Yes	No
Number	Country	Day/Month/Year filed		
		/ /	Yes	No
Number	Country	Day/Month/Year filed		

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose to the patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which

became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

(U.S. Serial No.) (Filing date) (Status-patented, pending, abandoned)

(U.S. Serial No.) (Filing date) (Status-patented, pending, abandoned)

And I hereby appoint as principal attorney, William M. Blackstone, Registration No. 29,772, Mary E. Gormley, Registration No. 34,409, Gregory R. Muir, Registration No. 35,293 and Michael G. Sullivan, Registration No. 35,377.

Please address all communications to:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Hendrik, Sibolt, van DAMME

Inventor's signature [Signature] 11 October 1999 Date

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Full name of second joint inventor Hermanus, Johannes, Maria KREUWEL

Inventor's signature [Signature] 11 October, 1999 Date

Citizenship Dutch

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Full name of third joint inventor _____

Inventor's signature _____ Date

Citizenship _____

Residence and P.O. Address _____

Full name of fourth joint inventor _____

Inventor's signature _____ Date

Citizenship _____

Residence and P.O. Address _____